1985 Annual Report

to

The Honourable Lloyd G. MacPhail

Lieutenant-Governor

Province of Prince Edward Island

As Required By

The Criminal Code of Canada

Section 178.22(5)

DEPARTMENT OF JUSTICE

Prince Edward Island

P.O. Box 2000
Charlottetown
C1A 7N8

TO:

His Honour the Honourable Lloyd G. MacPhail
Lieutenant-Governor
Province of Prince Edward Island

May It Please Your Honour:

I have the honour to submit herewith the annual report as required under Section 178.22 of the Criminal Code of Canada.

Your obedient servant,

George R. McMahon

George R. McMahon, Q.C.
Minister of Justice and
Attorney General
Province of Prince Edward Island

February 20, 1986

THIS REPORT COVERS THE PERIOD OF JANUARY 1, 1985 TO DECEMBER 31 1985.

SECTION 178.22

(a) THE NUMBER OF APPLICATIONS MADE FOR AUTHORIZATIONS

(i) 178.12 - 1

(ii) 178.15 - 0

(b) THE NUMBER OF APPLICATIONS MADE FOR RENEWALS OF AUTHORIZATIONS

(i) 178.12 - 0

(c) THE NUMBER OF APPLICATIONS GRANTED

(i) Original Authorizations 178.12 - 1

(ii) Original Authorizations 178.15 - 0

(iii) Renewals of Authorizations 178.12 - 0

THE NUMBER OF AUTHORIZATIONS REFUSED UNDER

(i) 178.12 - 0

(ii) 178.15 - 0

THE NUMBER OF APPLICATIONS GRANTED WITH TERMS AND CONDITIONS UNDER

(i) 178.12 - 1

(ii) 178.15 - 0

(d) THE NUMBER OF PERSONS IDENTIFIED IN AN AUTHORIZATION AGAINST WHOM PROCEEDINGS WERE COMMENCED AT THE INSTANCE OF THE ATTORNEY GENERAL OF P.E.I. IN RESPECT OF:

(i) an offence specified in the authorization - Nil

(ii) an offence other than an offence specified in the authorization but in respect of which an authorization may be given - Nil

(iii) an offence in respect of which an authorization may not be given - Nil

(e) THE NUMBER OF PERSONS NOT IDENTIFIED IN AN AUTHORIZATION AGAINST WHOM PROCEEDINGS WERE COMMENCED AT THE INSTANCE OF THE ATTORNEY GENERAL OF P.E.I. IN RESPECT OF:

(i) an offence specified in such an authorization - Nil

(ii) an offence other than an offence specified in such an authorization but in respect of which an authorization may be given - Nil

(iii) an offence other than an offence specified in such an authorization for which no such authorization may be given - Nil

AND WHOSE COMMISSION OR ALLEGED COMMISSION OF THE OFFENCE BECOME KNOWN TO A PEACE OFFICER AS A RESULT OF AN INTERCEPTION OF A PRIVATE COMMUNICATION UNDER AN AUTHORIZATION:

(f) THE AVERAGE PERIOD FOR WHICH AUTHORIZATIONS WERE GIVEN AND FOR WHICH RENEWALS THEREOF WERE GRANTED:

(i) 178.12 - 56 days

(ii) 178.15 - Nil

(g) THE NUMBER OF AUTHORIZATIONS, BY VIRTUE OF ONE OR MORE RENEWALS THEREOF, VALID:

(i) for more than 30 days - 1

(ii) for more than 60 days - Nil

(iii) for more than 90 days - Nil

(iv) for more than 180 days - Nil

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(h) THE OFFENCES IN RESPECT OF WHICH AUTHORIZATIONS WERE GIVEN, SPECIFYING THE NUMBER OF AUTHORIZATIONS, GIVEN IN RESPECT OF EACH SUCH OFFENCE:

Statute	Section	Number of Authorizations
Criminal Code	303	1
Criminal Code	423(1)(d)	1

(i) A DESCRIPTION OF ALL CLASSES OF PLACES SPECIFIED IN AUTHORIZATIONS AND THE NUMBER OF AUTHORIZATIONS IN WHICH EACH SUCH CLASS OF PLACE WAS SPECIFIED:

	Classes of Places	Number of Authorizations
(i)	Residence - Permanent Temporary	1
(ii)	Commercial Premises	1
(iii)	Vehicles	
(iv)	Other	

(j) A GENERAL DESCRIPTION OF THE METHODS OF INTERCEPTION INVOLVED IN EACH INTERCEPTION UNDER AN AUTHORIZATION:

(i) Telecommunications - 4

(ii) Microphone - Nil

(iii) Other - Nil

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(k) THE NUMBER OF PERSONS ARRESTED WHOSE IDENTITY BECAME KNOWN TO A PEACE OFFICER AS A RESULT OF AN INTERCEPTION UNDER AN AUTHORIZATION:

(i) Number of Persons - Nil

(l) THE NUMBER OF CRIMINAL PROCEEDINGS COMMENCED AT THE INSTANCE OF THE ATTORNEY GENERAL OF P.E.I. IN WHICH PRIVATE COMMUNICATIONS OBTAINED BY INTERCEPTION UNDER AN AUTHORIZATION WERE ADDUCED IN EVIDENCE AND THE NUMBER OF SUCH PROCEEDINGS THAT RESULTED IN A CONVICTION:

(i) Criminal Proceedings adduced in evidence - Nil

(ii) Resultant Convictions - Nil

(m) THE NUMBER OF CRIMINAL INVESTIGATIONS IN WHICH INFORMATION OBTAINED AS A RESULT OF THE INTERCEPTION OF A PRIVATE COMMUNICATION UNDER AN AUTHORIZATION WAS USED ALTHOUGH THE PRIVATE COMMUNICATION WAS NOT ADDUCED IN EVIDENCE IN CRIMINAL PROCEEDINGS COMMENCED AT THE INSTANCE OF THE ATTORNEY GENERAL OF P.E.I. AS A RESULT OF THE INVESTIGATIONS:

(i) Intercepted information used but not adduced - Nil

SECTION 178.22(3)

OTHER INFORMATION

(a) THE NUMBER OF PROSECUTIONS COMMENCED AGAINST OFFICERS OR SERVANTS OF HER MAJESTY IN RIGHT OF CANADA OR MEMBERS OF THE CANADIAN FORCES FOR OFFENCES UNDER SECTION 178.11 OR SECTION 178.2:

(i) Number of prosecutions - Nil

(b) GENERAL ASSESSMENT - Four wiretaps were carried out for a period of eleven days each, however, no information relative to the listed offences was forthcoming. No other installations were made as a result of this order.